



Rep. William Davis

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1 AMENDMENT TO SENATE BILL 204

2 AMENDMENT NO. \_\_\_\_\_. Amend Senate Bill 204, AS AMENDED, by  
3 replacing everything after the enacting clause with the  
4 following:

5 "Section 5. The Public Officer Prohibited Activities Act is  
6 amended by changing Section 1 as follows:

7 (50 ILCS 105/1) (from Ch. 102, par. 1)

8 Sec. 1. County board. No member of a county board, during  
9 the term of office for which he or she is elected, may be  
10 appointed to, accept, or hold any office other than (i)  
11 chairman of the county board or member of the regional planning  
12 commission by appointment or election of the board of which he  
13 or she is a member, (ii) alderman of a city or member of the  
14 board of trustees of a village or incorporated town if the  
15 city, village, or incorporated town has fewer than 1,000  
16 inhabitants and is located in a county having fewer than 50,000  
17 inhabitants, ~~or~~ (iii) trustee of a forest preserve district  
18 created under Section 18.5 of the Conservation District Act, or  
19 (iv) community college board member, unless he or she first  
20 resigns from the office of county board member or unless the  
21 holding of another office is authorized by law. Any such  
22 prohibited appointment or election is void. This Section shall  
23 not preclude a member of the county board from being selected  
24 or from serving as a member of a County Extension Board as

1 provided in Section 7 of the County Cooperative Extension Law,  
2 as a member of an Emergency Telephone System Board as provided  
3 in Section 15.4 of the Emergency Telephone System Act, or as  
4 appointed members of the board of review as provided in Section  
5 6-30 of the Property Tax Code. Nothing in this Act shall be  
6 construed to prohibit an elected county official from holding  
7 elected office in another unit of local government so long as  
8 there is no contractual relationship between the county and the  
9 other unit of local government. This amendatory Act of 1995 is  
10 declarative of existing law and is not a new enactment.

11 (Source: P.A. 94-617, eff. 8-18-05.)

12 Section 10. The Public Officer Simultaneous Tenure Act is  
13 amended by changing Sections 1 and 2 as follows:

14 (50 ILCS 110/1) (from Ch. 102, par. 4.10)

15 Sec. 1. Legislative findings; purpose~~r~~. The General  
16 Assembly finds and declares that questions raised regarding the  
17 legality of simultaneously holding the office of county board  
18 member and township supervisor are unwarranted, and in counties  
19 of less than 100,000 population such questions regarding the  
20 legality of simultaneously holding the office of county board  
21 member and township trustee are unwarranted; that the General  
22 Assembly viewed the office of township supervisor, and in  
23 counties of less than 100,000 population the office of township  
24 trustee, and the office of county board member as compatible;  
25 and that to settle the question of legality and avoid confusion  
26 among such counties and townships as may be affected by such  
27 questions it is lawful to hold the office of county board  
28 member simultaneously with the office of township supervisor,  
29 and in counties of less than 100,000 population with the office  
30 of township trustee, in accordance with this Act.

31 The General Assembly finds and declares that questions  
32 raised regarding the legality of simultaneously holding the

1 office of county board member and the office of community  
2 college board member are unwarranted; that the General Assembly  
3 views the office of community college board member and the  
4 office of county board member as compatible; and that to settle  
5 questions of legality and avoid confusion among the counties  
6 and community college districts as may be affected by those  
7 questions, it is lawful to simultaneously hold the office of  
8 county board member and the office of community college board  
9 member, in accordance with this Act.

10 (Source: P.A. 82-554.)

11 (50 ILCS 110/2) (from Ch. 102, par. 4.11)

12 Sec. 2. Simultaneous tenure declared to be lawful. It is  
13 lawful for any person to hold the office of county board member  
14 and township supervisor, and in counties of less than 100,000  
15 population the office of county board member and township  
16 trustee, simultaneously. It is lawful for any person to hold  
17 the office of county board member and the office of township  
18 assessor or town clerk, simultaneously, in counties of less  
19 than 300,000 population.

20 It is lawful for any person to simultaneously hold the  
21 office of county board member and the office of community  
22 college board member.

23 (Source: P.A. 90-748, eff. 8-14-98.)

24 Section 99. Effective date. This Act takes effect July 1,  
25 2006."